

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Index No. 07CV5932

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J & J SPORTS PRODUCTIONS, INC.

Plaintiff

against

**STIPULATION  
DISCONTINUING  
ACTION**

RINCON HAVANERO, INC.

JOAQUIN RUBI

Defendant

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**IT IS HEREBY STIPULATED AND AGREED**, by the attorney of record for the Plaintiff to the above entitled action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued, against Joaquin Rubi ONLY without costs to either party as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: 2/18/2008

/s/ Paul J. Hooten

Paul J. Hooten, Esq.

Attorney for Plaintiff

5505 Nesconset Highway

Mt. Sinai, NY 11766

(631) 331-0547

**SO ORDERED:**

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Loretta A. Preska

United States District Judge